

PATENT
Docket No. 015916-261

Applicant: Bencini
Serial No.: 09/548,465
Filing Date: April 13, 2000
Title: Steerable Device For
Introducing Diagnostic And Therapeutic
Apparatus Into The Body
Group Art Unit: 3767
Examiner: Schell

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Mail Stop AF

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION (37 CFR §1.321(b))**

Sir:

I, Craig A. Slavin, represent that I am an attorney of record in the present application and that I am authorized to sign on behalf of the assignee, Boston Scientific Scimed, Inc., the owner of one-hundred percent (100%) interest in the instant application. ***Please note that Scimed Life Systems, Inc. changed its name to Boston Scientific Scimed, Inc. effective January 1, 2005.*** I hereby certify that all statements made herein are made by and for the assignee, Boston Scientific Scimed, Inc. The assignment was recorded on April 13, 2000, on Reel 010735, Frame 0458.

Boston Scientific Scimed, Inc. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent Nos. 6544215, 7695451 and 7731682, as the terms of said prior patents are defined in 35 U.S.C. 154 and 173, and as the terms of said prior patents are presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the

prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory terms as defined in 35 U.S.C. 154 and 173 of the prior patents, as the terms of said prior patents are presently shortened by any terminal disclaimer, in the event that said prior patents later:

- expire for failure to pay a maintenance fee;
- are held unenforceable;
- are found invalid by a court of competent jurisdiction;
- are statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- have all claims canceled by a reexamination certificate;
- are reissued; or

are in any manner terminated prior to the expiration of their full statutory terms as presently shortened by any terminal disclaimer.

A credit card charge authorization in the amount of \$140 (37 CFR §1.20(d)) is accompanying the filing of this paper. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0638.

Respectfully submitted,

April 12, 2011

Date

/Craig A. Slavin/

Craig A. Slavin

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